

GLA



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

FEB 27 2007

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Henry F. Wojtaszek
150 Payne Avenue,
PO Box 159
North Tonawanda, NY 14120

RE: MUR 5733
Jack Davis
Save American Jobs PAC
Davis for Congress (f/k/a Jack Davis Exploratory Committee) and
Alan J. Davis, in his official capacity as treasurer
Save Jobs Party and Jack Davis, in his official capacity as treasurer
Jack Davis for Congress and Robert R. Davis, in his official
capacity as treasurer
I Squared R Element Company, Inc.

Dear Mr. Wojtaszek:

On December 12, 2006 and January 9, 2006, the Federal Election Commission reviewed the allegations in your complaint dated April 17, 2006, alleging violations of the Federal Election Campaign Act of 1971, as amended, ("the Act"). The Commission made the following findings:

1. There is no reason to believe the Save Jobs Party and Jack Davis, in his official capacity as treasurer, violated 2 U.S.C. § 433, 11 C.F.R. § 102.1(d), or 11 C.F.R. § 104.1(a) by failing to disclose expenditures or comply with the Act's source prohibitions;
2. There is no reason to believe the Save Jobs Party and Jack Davis, in his official capacity as treasurer, violated 2 U.S.C. § 434(b)(5)(a) by failing to adequately identify the purpose for its expenditures;
3. There is no reason to believe Jack Davis and the Save Jobs Party and Jack Davis, in his official capacity as treasurer, violated 2 U.S.C. § 441a by making or knowingly receiving excessive contributions;
4. There is no reason to believe the Save American Jobs Association, I Squared R Element, and Save Jobs Party and Jack Davis, in his official capacity as treasurer, violated 2 U.S.C. § 441b by making or knowingly receiving prohibited contributions;
5. There is no reason to believe that the Save American Jobs PAC and Davis for Congress (formerly known as Jack Davis Exploratory Committee, Inc.) and Alan J. Davis, in his official capacity as treasurer, violated 2 U.S.C. § 441b by making and knowingly receiving prohibited contributions;

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6. There is no reason to believe the Save Jobs Party and Jack Davis, in his official capacity as treasurer, and Davis for Congress (formerly known as Jack Davis Exploratory Committee, Inc.) and Alan J. Davis, in his official capacity as treasurer, violated 2 U.S.C. § 441a by exceeding the contribution limits for affiliated committees;
7. There is no reason to believe I Squared R Element violated the Act.
8. There is no reason to believe that Jack Davis and Davis for Congress (formerly known as Jack Davis Exploratory Committee, Inc.) and Alan J. Davis, in his official capacity as treasurer, violated 2 U.S.C. § 441d and 11 C.F.R. § 110.11(a) by failing to include the required disclaimer;
9. The allegation that Davis for Congress (formerly known as Jack Davis Exploratory Committee, Inc.) and Alan J. Davis, in his official capacity as treasurer, violated 2 U.S.C. § 434(b) by failing to report in-kind contributions received during the testing the waters period is dismissed;
10. The allegation that Jack Davis violated 2 U.S.C. §§ 432(e)(1) and 433 by failing to timely register as a candidate and timely register a committee and file disclosure reports is dismissed;
11. The allegation that Davis for Congress (formerly known as Jack Davis Exploratory Committee, Inc.) and Alan J. Davis, in his official capacity as treasurer, violated 2 U.S.C. §§ 433 and 434(a) by failing to timely register and disclose its activities is dismissed.

Accordingly, on January 9, 2006, the Commission closed the file in this matter. Documents related to the case will be placed on the public record within 30 days. *See* Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). The attached First General Counsel's Report outlines the bases for findings 1-7. A Statement of Reasons from one or more Commissioners will follow that will explain the bases for findings 8-11.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

Sincerely,

Thomasenia Duncan
Acting General Counsel



BY: Rhonda J. Vosdigh
Associate General Counsel for Enforcement

Enclosure
General Counsel's Report

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